

By

Truman

S.B. No. 908

A BILL TO BE ENTITLED

AN ACT

relating to the regulation of plumbing.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Section 3, The Plumbing License Law (Article 6243-101, Vernon's Texas Civil Statutes), is amended to read as follows:

Sec. 3. ACTS PERMITTED WITHOUT A LICENSE. The following acts, work and conduct shall be expressly permitted without license:

(a) Plumbing work done by a property owner in a building owned or occupied by him as his homestead;

(b) Plumbing work done:

(1) outside the municipal limits of any organized city, town or village in this state and not within 10 miles of a city, town or village of 50,000 or more inhabitants; or

(2) within a [any-such] city, town or village of less than [five-thousand-}5,000{} inhabitants that is not within 10 miles of a city, town or village of 50,000 or more inhabitants, unless a license is required by ordinance in the [such] city, town or village of less than [five-thousand-}5,000{} inhabitants;

(c) Plumbing work done by anyone who is regularly employed as or acting as a maintenance man or maintenance engineer, incidental to and in connection with the business in which he is

1 employed or engaged, and who does not engage in the occupation of a
2 plumber for the general public; construction, installation and
3 maintenance work done upon the premises or equipment of a railroad
4 by an employee thereof who does not engage in the occupation of a
5 plumber for the general public; and plumbing work done by persons
6 engaged by any public service company in the laying, maintenance
7 and operation of its service mains or lines to the point of
8 measurement and the installation, alteration, adjustment, repair,
9 removal and renovation of all types of appurtenances, equipment and
10 appliances, including doing all that is necessary to render the
11 appliances useable or serviceable; appliance installation and
12 service work done by anyone who is an appliance dealer or is
13 employed by an appliance dealer, and acting as an appliance
14 installation man or appliance service man in connecting appliances
15 to existing piping installations; water treatment installations,
16 exchanges, services, or repairs. Provided, however, that all work
17 and service herein named or referred to shall be subject to
18 inspection and approval in accordance with the terms of all local
19 valid city or municipal ordinances;

20 (d) Plumbing work done by a licensed irrigator or
21 licensed installer when working and licensed under Chapter 197,
22 Acts of the 66th Legislature, Regular Session, 1979 (Article 8751,
23 Vernon's Texas Civil Statutes). A person holding a valid license
24 from the Texas State Board of Plumbing Examiners shall not be
25 required to be licensed by any other board or agency when
26 installing or working on a lawn irrigation system;

27 (e) Plumbing work done by an LP Gas installer when

1 working and licensed under Chapter 113, Natural Resources Code, as
2 amended.

3 SECTION 2. Section 15, The Plumbing License Law (Article
4 6243-101, Vernon's Texas Civil Statutes), is amended to read as
5 follows:

6 Sec. 15. MUNICIPAL RULES AND REGULATIONS. Every city or
7 town in this state of 5,000 or more [~~than-five-thousand-(5,000)~~]
8 inhabitants shall, and any city or town of this state of less than
9 5,000 inhabitants may, by ordinance or by-law, prescribe rules and
10 regulations for the materials, construction, alteration and
11 inspection of all pipes, faucets, tanks, valves and other fixtures
12 by and through which a supply of water, gas or sewage is used or
13 carried; and provided that they shall not be placed in any building
14 therein except in accordance with such rules and regulations; and
15 shall further provide that no plumbing shall be done except in case
16 of repairing of leaks, without a permit being first issued therefor
17 upon such terms and conditions as such city or town shall
18 prescribe; provided that no such ordinance, by-law, rule or
19 regulation prescribed by any such city or town shall be
20 inconsistent with this Act, or any rule or regulation adopted or
21 prescribed by the State Board of Plumbing Examiners.

22 SECTION 3. The importance of this legislation and the
23 crowded condition of the calendars in both houses create an
24 emergency and an imperative public necessity that the
25 constitutional rule requiring bills to be read on three several
26 days in each house be suspended, and this rule is hereby suspended,
27 and that this Act take effect and be in force from and after its

By: Truan

S.B. No. 908

(In the Senate - Filed March 11, 1993; March 15, 1993, read first time and referred to Committee on Natural Resources; April 28, 1993, reported adversely, with favorable Committee Substitute by the following vote: Yeas 6, Nays 0; April 28, 1993, sent to printer.)

COMMITTEE VOTE

	Yea	Nay	PNV	Absent
Sims	x			
Truan	x			
Armbrister				x
Barrientos				x
Bivins				x
Brown	x			
Carriker				x
Lucio	x			
Montford	x			
Ratliff				x
Shelley	x			

COMMITTEE SUBSTITUTE FOR S.B. No. 908

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(2) within a [any-such] city, town, or village of less than [five-thousand-+5,000+] inhabitants that is not within the extraterritorial jurisdiction of a city, town, or village of 50,000 or more inhabitants, unless a license is required by ordinance in the [such] city, town, or village of less than [five--thousand +5,000+] inhabitants;

(c) Plumbing work done by anyone who is regularly employed as or acting as a maintenance man or maintenance engineer, incidental to and in connection with the business in which he is employed or engaged, and who does not engage in the occupation of a plumber for the general public; construction, installation and maintenance work done upon the premises or equipment of a railroad by an employee thereof who does not engage in the occupation of a plumber for the general public; and plumbing work done by persons engaged by any public service company in the laying, maintenance and operation of its service mains or lines to the point of measurement and the installation, alteration, adjustment, repair, removal and renovation of all types of appurtenances, equipment and appliances, including doing all that is necessary to render the appliances useable or serviceable; appliance installation and service work done by anyone who is an appliance dealer or is employed by an appliance dealer, and acting as an appliance installation man or appliance service man in connecting appliances to existing piping installations; water treatment installations, exchanges, services, or repairs. Provided, however, that all work and service herein named or referred to shall be subject to inspection and approval in accordance with the terms of all local valid city or municipal ordinances;

(d) Plumbing work done by a licensed irrigator or licensed installer when working and licensed under Chapter 34, Water Code [~~1977-Acts-of-the-66th-Legislature-7-Regular-Session-1979--(Article 8751--Vernon's--Texas--Civil-Statutes)~~]. A person holding a valid license from the Texas State Board of Plumbing Examiners shall not be required to be licensed by any other board or agency when installing or working on a lawn irrigation system;

(e) Plumbing work done by an LP Gas installer when working and licensed under Chapter 113, Natural Resources Code, as amended; and

(f) Plumbing work done by an individual who owns a groundwater well on a system supplied by that well, provided that such system supplies water to no more than one household, an agricultural enterprise, or a commercial enterprise that does not supply raw or potable water to others.

SECTION 2. Section 15, The Plumbing License Law (Article 6243-101, Vernon's Texas Civil Statutes), is amended to read as follows:

Sec. 15. MUNICIPAL RULES AND REGULATIONS. Every city or town in this state of [~~more-than-five-thousand-(~~5,000[~~)]~~] or more inhabitants shall, and any city or town of this state of less than 5,000 inhabitants may, by ordinance or by-law, prescribe rules and regulations for the materials, construction, alteration and inspection of all pipes, faucets, tanks, valves and other fixtures by and through which a supply of water, gas or sewage is used or carried; and provided that they shall not be placed in any building therein except in accordance with such rules and regulations; and shall further provide that no plumbing shall be done except in case of repairing of leaks, without a permit being first issued therefor upon such terms and conditions as such city or town shall prescribe; provided that no such ordinance, by-law, rule or regulation prescribed by any such city or town shall be inconsistent with this Act, or any rule or regulation adopted or prescribed by the State Board of Plumbing Examiners.

SECTION 3. The importance of this legislation and the crowded condition of the calendars in both houses create an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days in each house be suspended, and this rule is hereby suspended, and that this Act take effect and be in force from and after its passage, and it is so enacted.

* * * * *

Austin, Texas
April 28, 1993

Hon. Bob Bullock
President of the Senate

Sir:

We, your Committee on Natural Resources to which was referred S.B. No. 908, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do not pass, but that the Committee Substitute adopted in lieu thereof do pass and be printed.

Sims, Chairman

* * * * *

WITNESSES

FOR AGAINST ON

Name: Jerry D. Moore
Representing: Moore Bros. Construction Co.
City: Pollok

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Name: Thomas Combs	x	
Representing: Tx Plumbing Association		
City: Austin		

Name: Alonzo L. Starke III	x	
Representing: Tx State Board of Plumb. Exam		
City: Kerrville		

Name: Albert L. Hollub	x	
Representing: Himself		
City: Pasadena		

Name: Freddie H. Bailey, Sr.	x	
Representing: Freddie Bailey Plmbg, Inc.		
City: Houston		

Name: Samuel Keith Snider	x	
Representing: Freddie Bailey Plumbing		
City: Houston		

Name: Michael J. Lenard	x	
Representing: APHCC of Texas		
City: Houston		

Name: Stanley J. Briers		x
Representing: Board of Plmbg Examiners		
City: Taylor Lake Village		

Name: Gilbert Kissilino		x
Representing: State Plumbing Board		
City: Austin		

Name: Steven Walden		x
Representing: Tx Water Commission		
City: Austin		

Name: Freddie H. Bailey, Jr.	x	
Representing: APHCC of Texas		
City: Katy		

**FAVORABLY AS SUBSTITUTED
SENATE COMMITTEE REPORT ON**

(SB) SCR SJR SR HB HCR HJR 908
By TRUAN
(Author/Senate Sponsor)

(date)

We, your Committee on NATURAL RESOURCES, to which was referred the attached measure,
have on 4-22-93, had the same under consideration and I am instructed to report it
(date of hearing)
back with the recommendation (s) that it:

☒ do pass as substituted, and be printed
☐ the caption remained the same as original measure
☐ the caption changed with adoption of the substitute

☐ do pass as substituted, and be ordered not printed

☒ and is recommended for placement on the Local and Uncontested Bills Calendar.

A fiscal note was requested. ☒ yes ☐ no

A revised fiscal note was requested. ☒ yes ☐ no

An actuarial analysis was requested. ☐ yes ☒ no

Considered by subcommittee. ☐ yes ☒ no

The measure was reported from Committee by the following vote:

	YEA	NAY	ABSENT	PNV
Sims, Chairman	<input checked="" type="checkbox"/>			
Truan, Vice-Chairman	<input checked="" type="checkbox"/>			
Armbrister			<input checked="" type="checkbox"/>	
Barrientos			<input checked="" type="checkbox"/>	
Bivins			<input checked="" type="checkbox"/>	
Brown	<input checked="" type="checkbox"/>			
Carriker			<input checked="" type="checkbox"/>	
Lucio	<input checked="" type="checkbox"/>			
Montford	<input checked="" type="checkbox"/>			
Ratliff			<input checked="" type="checkbox"/>	
Shelley	<input checked="" type="checkbox"/>			
TOTAL VOTES	6		5	

COMMITTEE ACTION

S260 Considered in public hearing

S270 Testimony taken

Carol McIsaac
COMMITTEE CLERK

Bill John
CHAIRMAN

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE
73rd Regular Session

March 15, 1993

TO: Honorable Bill Sims, Chair
Committee on Natural Resources
Senate Chamber
Austin, Texas

IN RE: Senate Bill No. 908
By: Truan

FROM: Jim Oliver, Director

In response to your request for a Fiscal Note on Senate Bill No. 908 (relating to the regulation of plumbing) this office has determined the following:

The bill would enlarge the territorial jurisdiction of the State Board of Plumbing Examiners to license practicing master and journeyman plumbers.

The bill's provisions would not result in any additional operational costs to the Board or increases in personnel. However, the Plumbing Examiners Fund 077 would receive additional revenue from examination and licensing fees received from plumbers currently practicing within the territorial boundaries prescribed by the bill, but who are presently excluded from compliance with the Plumbing License Law. The number of such plumbers is unknown; therefore, anticipated increases in revenue cannot be determined.

No fiscal implication to units of local government is anticipated.

Source: State Board of Plumbing Examiners;
LBB Staff: JO, JWH, EC, RM, LC

REQUEST FOR LOCAL & UNCONTESTED CALENDAR PLACEMENT

Hon. Bill Haley, Chairman
Administration Committee

Sir:

Notice is hereby given that CSSB 908, by: TRUANI,
was heard by the Committee on NATURAL RESOURCES ^(Bill No.) on 4-22, ^(author) 93,
and reported out with the recommendation that it be placed on the Local and Uncontested Calendar.

Carol K. McBarah
Clerk of the reporting committee

IMPORTANT: A COPY OF THIS FORM MUST BE ATTACHED TO A PRINTED COPY OF THE BILL OR RESOLUTION, WHICH ALONG WITH 14 ADDITIONAL COPIES OF THE BILL OR RESOLUTION SHOULD BE DELIVERED TO ROOM 507, ONE CAPITOL SQUARE. DEADLINE FOR SUBMITTING BILLS FOR THE LOCAL CALENDAR IS 4:00 P.M. FRIDAY.

By: Truan

S.B. No. 908

~~Substitute the following for S.B. No. 908:~~

By: Truan

C.S.S.B. No. 908

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(c) Plumbing work done by anyone who is regularly employed as or acting as a maintenance man or maintenance engineer,

1 incidental to and in connection with the business in which he is
2 employed or engaged, and who does not engage in the occupation of a
3 plumber for the general public; construction, installation and
4 maintenance work done upon the premises or equipment of a railroad
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7 engaged by any public service company in the laying, maintenance
8 and operation of its service mains or lines to the point of
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22 installer when working and licensed under Chapter 34, Water Code
23 [~~1977-Acts-of-the-66th-Legislature, Regular Session, 1979--(Article~~
24 ~~8751,--Vernon's--Texas--Civil-Statutes)~~]. A person holding a valid
25 license from the Texas State Board of Plumbing Examiners shall not ⁴/₃
26 be required to be licensed by any other board or agency when
27 installing or working on a lawn irrigation system;

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5 groundwater well on a system supplied by that well, provided that
6 such system supplies water to no more than one household, an
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17 inspection of all pipes, faucets, tanks, valves and other fixtures
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19 carried; and provided that they shall not be placed in any building
20 therein except in accordance with such rules and regulations; and
21 shall further provide that no plumbing shall be done except in case
22 of repairing of leaks, without a permit being first issued therefor
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5 days in each house be suspended, and this rule is hereby suspended,
6 and that this Act take effect and be in force from and after its
7 passage, and it is so enacted.

May 6 1993 Engrossed
Daisy Law
Engrossing Clerk

I certify that the attached is a true and correct
copy of SB 908, which was
reported from the Senate on 5.6.93 and
referred to the Committee on Licensing and Administrative
Procedures
Chief Clerk of the House

MAY 11 PM 12:49

REPRESENTATIVES

By: Truan

S.B. No. 908

(Hilbert)

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LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE
73rd Regular Session

April 28, 1993

TO: Honorable Bill Sims, Chair
Committee on Natural Resources
Senate Chamber
Austin, Texas

IN RE: Committee Substitute for
Senate Bill No. 908

FROM: Jim Oliver, Director

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LBB Staff: JO, JWH, EC, RM, JOL

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Austin, Texas

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73rd Regular Session

March 15, 1993

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HOUSE COMMITTEE REPORT

1st Printing

SENATE NO. 2 FEB 5: 43

HOUSE OF REPRESENTATIVES

By: Truan

S.B. No. 908

(Hilbert)

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9 agricultural enterprise, or a commercial enterprise that does not
10 supply raw or potable water to others.

11 SECTION 2. Section 15, The Plumbing License Law (Article
12 6243-101, Vernon's Texas Civil Statutes), is amended to read as
13 follows:

14 Sec. 15. MUNICIPAL RULES AND REGULATIONS. Every city or
15 town in this state of [~~more-than-five-thousand-(~~5,000[~~)~~] or more
16 inhabitants shall, and any city or town of this state of less than
17 5,000 inhabitants may, by ordinance or by-law, prescribe rules and
18 regulations for the materials, construction, alteration and
19 inspection of all pipes, faucets, tanks, valves and other fixtures
20 by and through which a supply of water, gas or sewage is used or
21 carried; and provided that they shall not be placed in any building
22 therein except in accordance with such rules and regulations; and
23 shall further provide that no plumbing shall be done except in case
24 of repairing of leaks, without a permit being first issued therefor
25 upon such terms and conditions as such city or town shall

1 prescribe; provided that no such ordinance, by-law, rule or
2 regulation prescribed by any such city or town shall be
3 inconsistent with this Act, or any rule or regulation adopted or
4 prescribed by the State Board of Plumbing Examiners.

5 SECTION 3. The importance of this legislation and the
6 crowded condition of the calendars in both houses create an
7 emergency and an imperative public necessity that the
8 constitutional rule requiring bills to be read on three several
9 days in each house be suspended, and this rule is hereby suspended,
10 and that this Act take effect and be in force from and after its
11 passage, and it is so enacted.

COMMITTEE REPORT

The Honorable Pete Laney
Speaker of the House of Representatives

May 11, 1993
(date)

Sir:

We, your COMMITTEE ON LICENSING AND ADMINISTRATIVE PROCEDURES
to whom was referred S.B. 908 by TRUAN have had the same under consideration and beg to report
(measure)

back with the recommendation that it

☒ do pass, without amendment.
☐ do pass, with amendment(s).
☐ do pass and be not printed; a Complete Committee Substitute is recommended in lieu of the original measure.

A fiscal note was requested. ☐ yes ☒ no An author's fiscal statement was requested. ☐ yes ☒ no

A criminal justice policy impact statement was requested. ☐ yes ☒ no

An equalized educational funding impact statement was requested. ☐ yes ☒ no

An actuarial impact statement was requested. ☐ yes ☒ no

A water development policy impact statement was requested. ☐ yes ☒ no

☐ The Committee recommends that this measure be sent to the Committee on Local and Consent Calendars.

House Sponsor of Senate Measure HILBERT

The measure was reported from Committee by the following vote:

	AYE	NAY	PNV	ABSENT
Wilson, Ch.	X			
Kubiak, V.C.	X			
Cain				X
Campbell				X
Carter	X			
Gailegos	X			
Goolsby	X			
Hilbert				X
Jones				X
Thompson, G.	X			
Yarbrough	X			

Total 7 aye
 0 nay
 0 present, not voting
 4 absent

Ben Wilson
CHAIRMAN

COMMITTEE ON LICENSING
AND ADMINISTRATIVE
PROCEDURES

BILL ANALYSIS

S.B. 908 by Truan (Hilbert)

BACKGROUND:

Texas cities are expecting many changes and the movement of the population of the cities is one of the most noticeable. Many people are seeking more space and less congestion to establish homes and the result has been a new definition for movement, often referred to as "urban flight". Larger cities have well-organized building codes and licensing requirements for construction in the city limits. When the residents of cities move outside the city boundaries, they lose this protection.

Most home construction occurs not more than 10 miles outside the city boundaries; this 10-mile area is not regulated by the Texas Plumbing License law. This leaves citizens who choose to build homes in this area unprotected and susceptible to inferior or improper plumbing installations by individuals who are not required to meet state licensing requirements.

PURPOSE:

S.B. 908 requires that plumbing done within the extraterritorial jurisdiction of municipal areas with more than 50,000 population be performed by licensed plumbers and allows towns of fewer than 5,000 to enact plumbing ordinances.

SECTION-BY-SECTION-ANALYSIS:

SECTION 1. Amends Article 6243-101, V.T.C.S. to prohibit plumbing work from being performed by an unlicensed person within the extraterritorial jurisdiction of a municipal area with at least 50,000 inhabitants. Requires plumbing work to be permitted without a license within a city, town, or village of less than 5,000 inhabitants that is not within the extraterritorial jurisdiction of a city, town, or village of 50,000 or more inhabitants unless a license is required by ordinance. Permits plumbing by the owner of a groundwater well on a system supplied by that well if the water is supplied to only one household, an agricultural enterprise, or a commercial enterprise that does not supply raw or potable water to others.

SECTION 2. Amends Section 15, Article 6243-101, V.T.C.S., to require cities or towns of 5,000 or more residents to enact, by ordinance or by-law, rules and regulations for plumbing permits. Authorizes cities or towns of fewer than 5,000 residents to enact, by ordinance or by-law, rules and regulations for plumbing permits.

SECTION 3. Emergency Clause.

SUMMARY OF COMMITTEE ACTION:

S.B. 908 was heard in a Formal Meeting on May 11, 1993. Rep. Yarbrough moved that the full committee adopt S.B. 908, and that it be reported favorably to the full House with the recommendation that it do pass and be printed. The motion prevailed by the following vote: Ayes: (7), Nays: (0), Absent: (4).

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE
73rd Regular Session

April 28, 1993

TO: Honorable Bill Sims, Chair
Committee on Natural Resources
Senate Chamber
Austin, Texas

IN RE: Committee Substitute for
Senate Bill No. 908

FROM: Jim Oliver, Director

In response to your request for a Fiscal Note on Committee Substitute for Senate Bill No. 908 (relating to the regulation of plumbing) this office has determined the following:

The bill would enlarge the territorial jurisdiction of the State Board of Plumbing Examiners to license practicing master and journeyman plumbers.

The bill's provisions would not result in any additional operational costs to the Board or increases in personnel. However, the Plumbing Examiners Fund 077 would receive additional revenue from examination and licensing fees received from plumbers currently practicing within the territorial boundaries prescribed by the bill, but who are presently excluded from compliance with the Plumbing License Law. The number of such plumbers is unknown; therefore, anticipated increases in revenue cannot be determined.

No fiscal implication to units of local government is anticipated.

Source: State Board of Plumbing Examiners;
LBB Staff: JO, JWH, EC, RM, JOL

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE
73rd Regular Session

March 15, 1993

TO: Honorable Bill Sims, Chair
Committee on Natural Resources
Senate Chamber
Austin, Texas

IN RE: Senate Bill No. 908
By: Truan

FROM: Jim Oliver, Director

In response to your request for a Fiscal Note on Senate Bill No. 908 (relating to the regulation of plumbing) this office has determined the following:

The bill would enlarge the territorial jurisdiction of the State Board of Plumbing Examiners to license practicing master and journeyman plumbers.

The bill's provisions would not result in any additional operational costs to the Board or increases in personnel. However, the Plumbing Examiners Fund 077 would receive additional revenue from examination and licensing fees received from plumbers currently practicing within the territorial boundaries prescribed by the bill, but who are presently excluded from compliance with the Plumbing License Law. The number of such plumbers is unknown; therefore, anticipated increases in revenue cannot be determined.

No fiscal implication to units of local government is anticipated.

Source: State Board of Plumbing Examiners;
LBB Staff: JO, JWH, EC, RM, LC

A BILL TO BE ENTITLED
AN ACT: relating to the regulation of plumbing.

NATURAL RESOURCES

3-11-93

Filed with the Secretary of the Senate

MAR 15 1993

Read and referred to Committee on _____

Reported favorably _____

April 28, 1993

Reported adversely, with favorable Committee Substitute; Committee Substitute read first time.

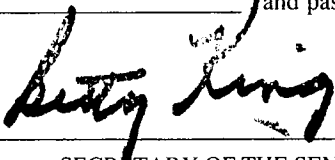
Ordered not printed

MAY - 6 1993

Laid before the Senate

Senate and Constitutional Rules to permit consideration suspended by: { unanimous consent
_____ yeas, _____ naysMAY - 6 1993Read second time, _____, and ordered engrossed by: { ~~unanimous consent~~
a viva voce vote
_____ yeas, _____ naysMAY - 6 1993

Caption ordered amended to conform to the body of the bill.

Senate and Constitutional 3 Day Rule suspended by a vote of 31 yeas, 0 nays.MAY - 6 1993Read third time, _____ and passed by: { A viva voce vote
31 yeas, 0 nays

SECRETARY OF THE SENATE

OTHER ACTION:

May 6, 1993

Engrossed

May 6, 1993

Sent to House

Engrossing Clerk Betsy ShawMAY 6 1993

Received from the Senate

MAY 7 1993Read first time and referred to Committee on LICENSING & ADMINISTRATIVE PROCEDURES5.11.93Reported favorably ~~amended~~, sent to Printer at 1:40pm 5.12.935.12.93Printed and Distributed 5:43pm5.13.93Sent to Committee on Calendars 2:48pm

Read Second time (amended): passed to third reading (failed)

by (Non-Record Vote) Record Vote of _____ yeas, _____ nays _____ present not voting.

Constitutional Rule requiring bills to be read on three several days suspended (failed to suspend) by a four-fifths vote of _____ yeas, _____ nays _____ present not voting.

Read third time (amended): finally passed (failed) by a (Non-Record Vote) Record Vote of

_____ yeas, _____ nays _____ present not voting.

Caption ordered amended to conform to body of bill.

Returned to Senate.

CHIEF CLERK OF THE HOUSE

Returned from House without amendment.

Returned from House with _____ amendments.

Concurred in House amendments by a viva voce vote _____ yeas, _____ nays.

_____ Refused to concur in House amendments and requested the appointment of a Conference Committee to adjust the differences.

_____ Senate conferees instructed.

_____ Senate conferees appointed: _____, Chairman; _____, _____, and _____

_____ House granted Senate request. House conferees appointed: _____, Chairman; _____, _____, _____, _____

_____ Conference Committee Report read and filed with the Secretary of the Senate.

_____ Conference Committee Report adopted on the part of the House by: _____

{ a viva voce vote
_____ yeas, _____ nays

_____ Conference Committee Report adopted on the part of the Senate by: _____

{ a viva voce vote
_____ yeas, _____ nays

OTHER ACTION:

_____ Recommitted to Conference Committee

_____ Conferees discharged.

_____ Conference Committee Report failed of adoption by: _____

{ a viva voce vote
_____ yeas, _____ nays

93 MAY 12 PM 5:43

HOUSE OF REPRESENTATIVES

JN.

BILL ANALYSIS

Senate Research Center

S.B. 908
By: Truan
Natural Resources
3-25-93
As Filed

BACKGROUND

Texas cities are experiencing many changes and the movement of the population of our cities is one of the most noticeable. Many people are seeking more space and less congestion to establish homes and the result has been a new definition for this movement, often referred to as "urban flight." Larger cities have well-organized building codes and licensing requirements for construction in the city limits. When the citizens of cities move outside the city boundaries, they lose this protection.

Most home construction occurs not more than 10 miles outside the city boundaries; this 10-mile area is not regulated by the Texas Plumbing License law. This leaves citizens who choose to build homes in this area unprotected and susceptible to inferior or improper plumbing installations by individuals who are not required to meet state licensing requirements.

PURPOSE

As proposed, S.B.971 extends the boundaries for the regulation of plumbing by municipal areas with populations of more than 50,000 and permits smaller municipalities in metropolitan areas to enact ordinances regulating plumbing activities.

RULEMAKING AUTHORITY

It is the committee's opinion that this bill does not grant any additional rulemaking authority to a state officer, institution, or agency.

SECTION BY SECTION ANALYSIS

SECTION 1. Amends Article 6243-101, V.T.C.S., to prohibit plumbing work from being performed by an unlicensed person within 10 miles of a municipal area with at least 50,000 inhabitants. Requires plumbing work to be permitted without a license within a city, town, or village of less than 5,000 inhabitants that is not within 10 miles of a city, town, or village of 50,000 or more inhabitants unless a license is required by ordinance.

SECTION 2. Amends Section 15 of Article 6243-101, V.T.C.S., to require cities or towns of 5,000 or more residents to enact, by ordinance or by-law, rules and regulations for plumbing permits. Authorizes cities or towns of fewer than 5,000 residents to enact, by ordinance or by-law, rules and regulations for plumbing permits.

SECTION 3. Emergency clause.

Effective date: upon passage.

BILL ANALYSIS

Senate Research Center

C.S.S.B. 908

By: Truan

Natural Resources

4-5-93

Committee Substitute

BACKGROUND

Texas cities are experiencing many changes and the movement of the population of the cities is one of the most noticeable. Many people are seeking more space and less congestion to establish homes and the result has been a new definition for this movement, often referred to as "urban flight." Larger cities have well-organized building codes and licensing requirements for construction in the city limits. When the residents of cities move outside the city boundaries, they lose this protection.

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SECTION 3. Emergency clause.

Effective date: upon passage.

BILL ANALYSIS

Senate Research Center

C.S.S.B. 908

By: Truan

Natural Resources

4-14-93

Committee Substitute

BACKGROUND

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SECTION 3. Emergency clause.

Effective date: upon passage.

BILL ANALYSIS

Senate Research Center

C.S.S.B. 908

By: Truan

Natural Resources

4-28-93

Committee Substitute

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